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PATENT
5298-13201/SMS02012

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Chen et al.

Serial No. 10/786,440

Filed: February 25, 2004

For: MAGNETIC MEMORY CELL
JUNCTION AND METHOD FOR
FORMING A MAGNETIC MEMORY
CELL JUNCTION

Group Art Unit: 2824

Examiner: Unknown

Atty. Dkt. No. 5298-13201

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313, on the date indicated below:

12/14/2004
Date

Kevin L. Daffer

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

Applicant requests consideration of ☒ the references listed on the attached Form PTO-1449 and/or ☐ the additional information identified below in paragraph 3. Pursuant to the revisions made to 37 CFR 1.98, copies are only provided for any foreign or non-patent art.

1. This Information Disclosure Statement is submitted:
- a. ☐ within 3 months of the filing date of a national application other than a continued prosecution application under § 1.53(d);
- ☐ within 3 months of the date of entry of the national stage as set forth in § 1.491 in an International application;
- ☒ before the mailing date of a first Office Action on the merits; or
- ☐ before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- b. ☐ after the events of above paragraph 1a and prior to the mailing date of a final Office Action or Notice of Allowance, and thus: ☐ the certification of paragraph 2 below is provided, or ☐ a fee of \$180.00 is enclosed.
- c. ☐ after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus: the certification of paragraph 2 below is provided and a fee of \$180.00 is enclosed.

2. It is hereby certified:

☒ that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or

☐ that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56 (c) more than three months prior to the filing of the Statement.

3. ☐ Consideration of the following additional information (including any co-pending or abandoned U.S. applications, prior uses and/or sales, etc.) is requested:

4. For each non-English language reference listed on the attached Form PTO-1449:

☐ reference is made to an English language translation submitted herewith, and/or

☐ reference is made to a foreign patent office search report (in the English language) submitted herewith, and/or

☐ reference is made to an English language translation of a foreign patent office search report submitted herewith, and/or

☐ reference is made to the concise explanation contained in the specification of the present application at page(s) _____, and/or

☐ reference is made to the concise explanation set forth below:

5. ☐ Applicant also offers the following comments for the Examiner's consideration:

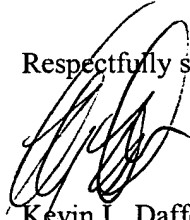
6. ☐ Also enclosed is a copy of a foreign search report citing these references.

7. ☐ The listed documents were brought to the attention of the Applicant(s) after payment of the issue fee in the captioned case. The documents were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Applicant(s) request this Information Disclosure Statement and attached Form PTO-1449 be placed in the file of the captioned application.

8. ☐ Applicant(s) requests that the Information Disclosure Statement and attached Form PTO-1449 and references, which are being filed before the grant of the patent and pursuant to 37 C.F.R. § 1.97(i), be placed in the file of the captioned application.

If any required fees are missing, the Commissioner is authorized to charge said fees to deposit account number 50-3268/5298-13201.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Kevin L. Daffer', is written over the typed name.

Kevin L. Daffer
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Date: December 14, 2004

Form PTO-1449 (modified)
 List of Patents and Publications
 For Applicant's Information
 Disclosure Statement
 (Use several sheets if necessary)

ATTOR. DKT. NO. 5298-13201

APPLICANT: Chen et al.

FILING DATE: February 25, 2004

SERIAL NO. 10/786,440

GROUP: 2824

U.S. PATENT DOCUMENTS

EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
		6024885	2/2000	Resnick et al.			
		2001/040778	11/2001	Abraham et al.			
		6383574	5/2002	Chen et al.			
		2002/132375	9/2002	Keller et al.			
		2002/142192	10/2002	Hieda et al.			
		2001/031374	10/2001	Chang et al.			

FOREIGN PATENT DOCUMENTS

EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES/NO
	B1	1 163 676	12/2002	EP			
	B2	1 187 103	3/2002	EP			
	B3	1 251 570	10/2002	EP			

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	B4	International Search Report, application no. PCT/US2004/006149, mailed September 29, 2004.

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.

Information Disclosure Statement--PTO 1449 (modified)